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a first diffusion prevention film interposed between said capacitor insulating film and said first electrode to prevent diffusion of atoms constituting the metal material; and  
a second diffusion prevention film interposed between said capacitor insulating film and said second electrode to prevent diffusion of atoms constituting the metal material;  
wherein surfaces of said first and second diffusion prevention films which are adjacent to said capacitor insulating film are both flat.

#### REMARKS

Favorable reconsideration of this application as presently amended and in light of the following discussion is respectfully requested.

Claims 1-32 are pending in the present application with Claim 1 having been amended by the present amendment.

In the outstanding Office Action, Claims 10-32 were withdrawn from further consideration by the Examiner; the title was objected to; Claims 1 and 3-9 were rejected under 35 U.S.C. § 102(e) as anticipated by Alers et al; and Claim 2 is rejected under 35 U.S.C. § 103 as unpatentable over Alers et al.

Regarding the objection to the title, a new title has been added which is clearly indicative of the invention to which the claims are directed. Accordingly, it is respectfully requested this objection be withdrawn.

Claims 1 and 3-9 stand rejected under 35 U.S.C. § 102(e) as anticipated by Alers et al. This rejection is respectfully traversed.

The present invention as recited in Claim 1 is directed to a MIM capacitor including first and second diffusion films to prevent diffusion of atoms constituting metal material in first and second electrodes into the capacitor insulating film. In addition, Claim 1 has been